

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

In accordance with the Memorandum Opinion entered this day, it is hereby

ORDERED

that this action is **DISMISSED** for failure to state a claim pursuant to 28 U.S.C. §1915A(b)(1) and this case is hereby **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send a certified copy of this Order and the accompanying Memorandum Opinion to plaintiff.

ENTER: This 14th day of January, 2013.

Norman K. Moon
NORMAN K. MOON
UNITED STATES DISTRICT JUDGE